

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA**

<b>TONY BURFORD,</b>	:	
	:	Case No. 19-cv-0577-JMY
<i>Plaintiff</i>	:	
	:	
v.	:	
	:	
<b>DELAWARE COUNTY, PENNSYLVANIA, ET AL.,</b>	:	
	:	
<i>Defendant</i>	:	
	:	

**ORDER**

**AND NOW**, this 20th day of December, 2019, upon consideration of Defendants' Motion to Dismiss (ECF No. 20), and all documents submitted in support thereof and in opposition thereto, it is **ORDERED** that Defendants' Motion is **GRANTED** in part and **DENIED** in part as follows:

The Motion is **GRANTED** as to the following claims, which are **DISMISSED WITH PREJUDICE**:

- (1) Plaintiff's substantive due process claim asserted against all Defendants (Count II);
- (2) Plaintiff's claim for conversion against Defendant Delaware County (Count VI);
- (3) Plaintiff's Fifth, Eighth, and Fourteenth Amendment claims (Counts I, III-IV) asserted against Defendants Angela L. Martinez, Patricia Oreskovich, and Philip F. Pisani in their individual capacities; and
- (3) all claims asserted against Defendants Angela L. Martinez, Patricia Oreskovich, and Philip F. Pisani in their official capacities.

In all other respects, the Motion is **DENIED**.

**IT IS SO ORDERED.**

**BY THE COURT:**

/s/ Judge John Milton Younge

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**Judge John Milton Younge**